



Miami-Dade County Board of County Commissioners

Office of the Commission Auditor

Supplemental Legislative Analysis

Board of County Commissioners

Tuesday, April 5, 2005

9:30 AM

Commission Chamber

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Commission Auditor

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Miami, Florida 33128
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**Miami-Dade County Board of County Commissioners
Office of the Commission Auditor**

Supplemental Legislative Analysis

**Board of County Commissioners
Meeting Agenda
April 5, 2005**

Written analyses for the below listed items are attached for your consideration in this Supplemental Legislative Analysis.

Item Number(s)

8G1C (Corrected Copy)	15B7 & 15B8 (Corrected Copy)
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If you require further analysis of these or any other agenda items, please contact Gary Collins, Acting Chief Legislative Analyst, at (305) 375-1826.

Acknowledgements--Analyses prepared by:

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LEGISLATIVE ANALYSIS

RESOLUTION AUTHORIZING THE ALLOCATION OF \$1,100,000 FROM SURTAX INCENTIVE POOL FUNDS TO URBAN LEAGUE OF GREATER MIAMI, INC. FOR THE SUGAR HILL APARTMENTS; AND AUTHORIZING THE COUNTY MANAGER OR HIS DESIGNEE TO EXECUTE ANY NECESSARY AGREEMENTS.

Miami-Dade Housing Agency

SUMMARY

This resolution authorizes an additional \$1,100,000 in Surtax Incentive Pool funds to the Urban League of Greater Miami, Inc. (ULGM) for the Sugar Hill Apartments, which would bring the total allocated Surtax funds to date to \$3,100,000. This increase was recommended by the Miami-Dade Housing Agency (MDHA) and approved by the Affordable Housing Advisory Board at its October 27, 2004 meeting. This new allocation will be available to draw down only after all other funds have been exhausted.

- The expected completion date for this project is in the first quarter of 2006.
- MDHA advises that "Attachment A" has the correct revised project cost.

PRESENT SITUATION

The original development, built in 1953, had 12 buildings with 190 rental units. This development is for families who earn less than 60% of the area median income.

Name/Location	Amount Awarded to Date (including Surtax & HOME funds)	Amount Drawn Down to Date	Recaptured/Reprogrammed	Funds Available
Sugar Hill Apartments	\$4,658,065	\$3,359,213	\$2,476,000	\$1,298,852

POLICY IMPLICATIONS

This project consists of preserving the shells of the existing 12 buildings but replacing the layout with a mixture of two and three bedroom rental units totaling 132 new rental units.

ECONOMIC IMPACT

\$1,100,000	Surtax Incentive Pool Funds
<u>\$2,000,000</u>	Previously Allocated Surtax Funds
\$3,100,000	Revised Allocation
\$9,296,804	Previous Projected Cost
\$11,835,173	Revised Projected Cost

COMMENTS AND QUESTIONS

The expected completion date for this project is in the first quarter of 2006.

LEGISLATIVE ANALYSIS AND ECONOMIC IMPACT STATEMENT

ITEM 15(B)(7) APPROVAL AS TO FORM OF CITIZEN'S PETITION FOR THE
OFFICE OF EXECUTIVE MAYOR

ITEM 15(B)(8) APPROVAL AS TO FORM OF CITIZEN'S PETITION FOR
PROCUREMENT REFORM

Clerk of the Board

I. SUMMARY

Note: This corrected copy replaces the original legislative analysis for this item in its entirety and reflects Title XII Florida Statutes provisions that, for proposed charter amendments, differ somewhat from the citizens' petition process for ordinances that is specified in the Home Rule Charter. The primary differences affect signature requirements for charter amendment initiatives.

These are Citizen's Petitions by the "Citizens for Reform Political Action Committee" and are submitted for approval "as to form" by the BCC per the Home Rule Charter.

Title XII Chapter 166 of Florida Statutes specifically authorizes the following petition process for charter revisions for a municipality [which, by definition in Title XII, includes counties.]

(1) The governing body of a municipality may, by ordinance, or the electors of a municipality may, by petition signed by 10 percent of the registered electors as of the last preceding municipal general election, submit to the electors of said municipality a proposed amendment to its charter, which amendment may be to any part or to all of said charter except that part describing the boundaries of such municipality. The governing body of the municipality shall place the proposed amendment contained in the ordinance or petition to a vote of the electors at the next general election held within the municipality or at a special election called for such purpose.

(2) Upon adoption of an amendment to the charter of a municipality by a majority of the electors voting in a referendum upon such amendment, the governing body of said municipality shall have the amendment incorporated into the charter and shall file the revised charter with the Department of State. All such amendments are effective on the date specified therein or as otherwise provided in the charter.

(3) A municipality may amend its charter pursuant to this section notwithstanding any charter provisions to the contrary. This section shall be supplemental to the provisions of all other laws relating to the amendment of municipal charters and is not intended to diminish any substantive or procedural power vested in any municipality by present law. A municipality may, by ordinance and without referendum, redefine its boundaries to include only those lands previously annexed and shall file said redefinition with the Department of State pursuant to the provisions of subsection (2).

II. PRESENT SITUATION

These initiatives sponsor proposed charter amendments that would strengthen mayoral powers in Miami-Dade County. These **Items** are submitted for approval "*as to form*" per Sec. 7.01 of the Home Rule Charter and Sec. 12-23(1) of the Code. The **Items** contain the proposed petitions, ballot languages, and ordinances.

III. POLICY CHANGE AND IMPLICATION

Per the Home Rule Charter, the BCC "*shall without delay approve as to form*" (Sec. 7.01(1) of the Home Rule Charter.)

Sec. 12-23 of the Code of Ordinances provides specific guidance on the form of petition, disqualification of forms, and disqualification of signatures.

IV. ECONOMIC IMPACT

To be determined.

V. COMMENTS AND QUESTIONS

At this time, **Items 15(B)(7) & 15(B)(8)** are not before the BCC for approval as to content other than form. If signed petitions are subsequently collected and submitted with sufficient signatures, the BCC will then be required to place the proposed amendments "*to a vote of the electors at the next general election held within the municipality or at a special election called for such purpose.*" [166.031(1) F.S.].